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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MUSALLI FACTORY FOR GOLD &  
JEWELRY CO.,

Plaintiff,

V.

JP MORGAN CHASE BANK, N.A.,  
CHASE INVESTMENT SERVICES  
CORPORATION and NICHOLAS  
GAMBELLA,

Defendants.

08 CV 1720 (LAP)

ORDER

LORETTA A. PRESKA, United States District Judge:

In light of defendants' announced intention to move to dismiss the complaint for failure to state a claim, a telephone conference was held on April 16. It was agreed that

- 1) Defendants shall inform Plaintiff by letter no later than April 29 of the perceived deficiencies in the complaint;
- 2) Plaintiff will inform counsel and the Court by letter no later than May 9 whether Plaintiff wishes to amend the complaint one final time or to stand on the current complaint, with the understanding that in either event, no further amendments will be permitted;
- 3) if Plaintiff wishes to amend, it shall do so no later than May 16; and

- 4) if Plaintiff chooses to stand on the present complaint, Defendants shall file their motion to dismiss forthwith.

SO ORDERED:

Dated: April 16, 2008

  
LORETTA A. PRESKA, U.S.D.J.

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